

ELECTRONIC FILING

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Frieder Loesel, et al.)
)
Serial No.:	10/790,625) Art Unit
) 3735
Filed:	March 1, 2004)
)
For:	SYSTEM AND METHOD FOR POSITIONING)
	A PATIENT FOR LASER SURGERY)
)
Examiner:	Ahmed M. Farah)
)
Customer No:	23862)
)
Attorney Docket:	11270.41)

RESPONSE TO NOTICE REQUIRING EXCESS CLAIMS FEES

EFS Web Filing
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice Requiring Excess Claims Fees dated February 26, 2007, requiring submission before March 28, 2007, please charge payment of the excess claims fee (\$100.00) to Deposit Account No. 14-1519. Also, please charge Deposit Account No. 14-1519 with the service charge for the deposit account (\$25.00).

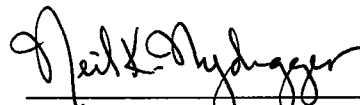
A corrected excess claims fee calculation follows.

CORRECTED CLAIMS FEE CALCULATION:

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE			RATE <u>OR</u>	ADDIT. FEE
TOTAL	20 MINUS 20	= 0	X 25	= \$			X 50=	\$
INDEP.	4 MINUS 3	= 1	X 100	= \$100			X200=	\$
1ST PRESENTATION OF MULTIPLE DEPEND. CLAIM + 180							+360=	\$
TOTAL ADDIT. FEE					\$100		<u>OR</u> TOTAL\$	

DATED this 12th day of March, 2007.

Respectfully submitted,



NEIL K. NYDEGGER
Attorney for Applicant
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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL
For FY 2007**☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 125.00**Complete if Known**

Application Number	10/790,625
Filing Date	March 1, 2004
First Named Inventor	Frieder Loesel et al.
Examiner Name	Ahmed M. Farah
Art Unit	3735
Attorney Docket No.	11270.41

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 14-1519 Deposit Account Name: Nydegger & Associates

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
50	25

Each independent claim over 3 (including Reissues)

200	100
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Multiple dependent claims

360	180
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Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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_____ - 20 or HP = _____	x	_____	=	_____
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HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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4 - 3 or HP = 1	x	100	=	100
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HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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_____ - 100 = _____	/ 50 = _____	(round up to a whole number) x	_____	=	_____
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4. OTHER FEE(S)

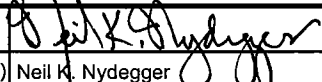
Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

Other (e.g., late filing surcharge): Deposit Account Service Charge (37 CFR 37 1.21(b)(2))

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SUBMITTED BY

Signature 	Registration No. (Attorney/Agent) 30,202	Telephone 619-688-1300
Name (Print/Type) Neil K. Nydegger	Date March 12, 2007	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.